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7 SCHRADER CELLARS, LLC,  
8 Plaintiff,  
9 v.  
10 ROBERT M. ROACH,  
11 Defendant.

Case No. [21-cv-01431-SK](#)

**SPECIAL VERDICT FORM**

- 12  
13 1. Do you find Randy M. Roach (“Roach”)’s breach of his fiduciary duties as an attorney was  
14 a substantial factor in causing Schrader Cellars, LLC (“Cellars”) harm?

15 Yes \_\_\_\_\_ No \_\_\_\_\_

16 *If Yes, proceed to Question 2. If No, sign and return the verdict. No further questions need to be*  
17 *answered.*

- 18 2. Do you find that on or before September 2, 2019, Cellars knew, or with reasonable  
19 diligence should have discovered, the facts of Roach’s alleged wrongful act or omission?

20 Yes \_\_\_\_\_ No \_\_\_\_\_

21 *If Yes, proceed to Question 3. If No, proceed to Question 4.*

- 22 3. Do you find Cellars sustained actual injury from Roach’s breach of his fiduciary duties  
23 before September 2, 2019?

24 Yes \_\_\_\_\_ No \_\_\_\_\_

25 *If No, proceed to Question 4. If Yes, sign and return the verdict. No further questions need to be*  
26 *answered.*

- 27 4. Do you find that the gravamen – or heart – of the claim that Cellars brings for breach of  
28 fiduciary duty against Roach is based on his filing of the Texas lawsuit?

1 Yes \_\_\_\_\_ No \_\_\_\_\_

2 If No, proceed to Question 5. If Yes, sign and return the verdict. No further questions need to be  
3 answered.

4 5. What damages do you find that Cellars incurred as a result of Roach's breach?

5 Amount: \_\_\_\_\_

6 Proceed to Question 6.

7 6. Should Schrader Cellars receive prejudgment interest on its loss?

8 Yes \_\_\_\_\_ No \_\_\_\_\_

9 10 Sign and return the verdict.

11 United States District Court  
12 Northern District of California

13 \_\_\_\_\_ (Signature of jury foreperson)

14 Date \_\_\_\_\_